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7 UNITED STATES DISTRICT COURT
8 DISTRICT OF NEVADA

9
10 UNITED STATES OF AMERICA,) CASE NO. 2:18-CR-00418-RFB-NJK
11 Plaintiff,)
12 vs.)
13 MATHEW ASPATORE,)
14 Defendant.)

STIPULATION TO CONTINUE
SENTENCING HEARING
(Second Request)

15 IT IS HEREBY STIPULATED AND AGREED, between the United States of America, by
16 and through its attorney, JASON M. FRIERSON, United States Attorney, through K. NICHOLAS
17 PORTZ, Special Assistant United States Attorney; and Defendant MATHEW ASPATORE, by and
18 through his counsel, MONTI JORDANA LEVY, ESQUIRE, Wright Marsh & Levy, that the
19 sentencing hearing currently scheduled for September 20, 2022, at 11:00 a.m. be vacated and set to
20 a date and time convenient to this Court, but no sooner than forty-five (45) days from the current
21 sentencing date.

22 This stipulation is entered into for the following reasons:

- 23 1. The parties need additional time to prepare for Defendant Aspatore's sentencing
24 hearing.
- 25 2. The parties agree to the continuance. Mr. Aspatore is presently in custody and agrees
26 to the continuance.
- 27 4. Additionally, denial of this request for continuance could result in a miscarriage of
28 justice.

1 5. The additional time requested by this Stipulation is made in good faith and not for
2 purposes of delay.

3 6. This is the second request for a continuance of the sentencing hearing.

4 Dated this 8th day of September, 2022.

5 Respectfully submitted:

6 WRIGHT MARSH & LEVY

7 By /s/ Monti Jordana Levy
8 MONTI JORDANA LEVY, ESQUIRE
9 Attorney for Defendant Aspatore

JASON M. FRIERSON
United States Attorney

By /s/ K. Nicholas Portz
K. NICHOLAS PORTZ
Special Assistant United States Attorney

UNITED STATES DISTRICT COURT

THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)
Plaintiff,)
vs.)
MATHEW ASPATORE,)
Defendant.)

CASE NO. 2:18-CR-00418-RFB-NJK

ORDER

Based on the Stipulation of the parties, the sentencing hearing in this matter is hereby continued. The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy sentencing, since the failure to grant said continuance would be likely to result in a miscarriage of justice, and would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for sentencing, taking into account the exercise of due diligence.

IS IT HEREBY ORDERED that the sentencing in the above-captioned matter currently scheduled for September 20, 2022, at 11:00 a.m., be vacated and continued to November 7, 2022, 2022, at 9:00 a.m.

Dated: September 8, 2022.

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RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE